IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI JUSTICE N.V. RAMANA

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WRIT PETITION NO : 447 of 1996

Between:

1 M. Raj Reddy S/o.Ramkista Reddy
R/o. Boppapur Village, Yellareddypet Mandal, Karimnagar Dist.
2 S. Narayana S/o. Yelliah
R/o. Boppapur Village, Yellareddypet Mandal, Karimnagar Dist.
3 M. Raj Reddy S/o. Mallaiah
R/o. Boppapur Village, Yellareddypet Mandal, Karimnagar Dist.
4 B. Narsaiah S/o. Komaraiah
R/o. Boppapur Village, Yellareddypet Mandal, Karimnagar Dist.
5 M. Kista Reddy S/o. Yellaiah
R/o. Boppapur Village, Yellareddypet Mandal, Karimnagar Dist.
6 M. Bhoom Reddy S/o. Linga Reddy
R/o. Boppapur Village, Yellareddypet Mandal, Karimnagar Dist.
7 L. Bal Reddy S/o. Narsimha Reddy
R/o. Boppapur Village, Yellareddypet Mandal, Karimnagar Dist.

..... PETITIONERS

AND

1 The Mandal Revenue Officer, Yellareddypet, Karimnagar District.
2 The Revenue Inspector, Yellareddypet, Karimnagar District.
3 The Village Administrative Officer, Racharla Boppapur,

Karimnagar District.
4 The Asst. Engineer, Irrigation Dept., Section, Siricilla-II, Karimnagar Dist.
5 Gundati Narsimha Reddy S/o. Gouraiah r/o. Owning Lands at
Yellareddypet Village and Mandal, Karimnagar Dist.
6 Maddula Bal Reddy S/o. Malla Reddy
r/o. Owning Lands at Yellareddypet Village and Mandal, Karimnagar Dist.
7 Maddula Anji Reddy S/o. Malla Reddy

r/o. Owning Lands at Yellareddypet Village and Mandal, Karimnagar Dist.

8 Gundati Narsimha Reddy S/o. Yellaiah
r/o. Owning Lands at Yellareddypet Village and Mandal, Karimnagar Dist.

9 Golipally Bal Reddy S/o. Gopaiah
r/o. Owning Lands at Yellareddypet Village and Mandal, Karimnagar Dist.

10 Saddi Kortulapet Ramayya S/o. Balaiah
r/o. Owning Lands at Yellareddypet Village and Mandal, Karimnagar Dist.

11 Ganna Narayana Reddy S/o. Venkayya
r/o. Yellareddipet Village and Mandal and owning lands at Narayanapur Village, Yellareddypet Madnal, Karimnagar Dist.

12 Narra Raji Reddy S/o. Mallaiah, r/o. Yellareddipet Village and Mandal and owning lands at Narayanapur Village, Yellareddypet Madnal,
Karimnagar Dist.

13 Makini Chandra Reddy S/o. Narasaiah
r/o. Yellareddipet Village and Mandal and owning lands at Narayanapur Village, Yellareddypet Madnal, Karimnagar Dist.

14 Kongara Bal Reddy S/o. Kistaiah
r/o. owning lands at Boppapur Village, Yellareddypet Mandal, and Karimnagar Dist.

15 Lamba Narsaiah S/o. Somaiah, r/o. owning lands at Boppapur Village, Yellareddypet Mandal, and Karimnagar Dist.

16 Sindu Balaiah S/o. Bala Malla iah, r/o. owning lands at Boppapur Village, Yellareddypet Mandal, and Karimnagar Dist.

17 Dimmeti Pocharam S/o. Lingaiah
r/o. owning lands at Boppapur Village, Yellareddypet Mandal, and Karimnagar Dist.

Respondent Nos. 5 to 17 are impleaded as per court order dt 22.2.96 in WPMP.No. 2349/96

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or direction, preferably one in the nature of Writ of Mandamus, declaring the action of the Respondents in stopping the water to the lands of the Petitioners viz., an extent of Ac.2-26 cents in S.No. 460, Ac.0-36 cents in S.No. 415, Ac.2-00 in S.No. 426, Ac.1-10 cents in S.No.434, Ac. 0-14 cents in S.No. 435; Ac.0-29 cents in S.No. 437, Ac.1-08 cents in S.No. 438; Ac.2-15 cents in S.No. 439, Ac.2-17 cents in S.No. 461, Ac.2-33 cents in S.No. 462 and Ac.2-35 cents in S.No. 463 in Racharla Boppapur Village, Yellareddypet Mandal, Karimnagar District is illegal and consequently direct the respondents to supply the water to the said lands of the petitioners forthwith.

Counsel for the Petitioner: MR.V.SATYAM REDDY

Counsel for the Respondent Nos. 1 to 4: G.P. for Irrigation and Command Area Development.

Counsel for the Respondent Nos.5 to 17: MR.M.RAJAMALLA REDDY

The Court made the following :

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ORDER :

By way of this writ petition, the petitioners seek to declare the action of the respondents in stopping the water to the lands of the petitioners situated in Survey Nos. 460, 415, 426, 434, 435, 437, 438, 439, 461, 462 and 463 respectively in Racharla Boppapur village, Yellareddypet Mandal, Karimnagar District, as illegal and arbitrary and consequently to direct the respondents to supply the water to the said lands forthwith.

Learned counsel for the petitioners submitted that due to efflux of time, the cause in the writ petition has become infructuous and seeks for dismissal of the same.

Recording the above submission, the writ petition is dismissed as having become infructuous. No order as to costs.

03rd NOVEMBER 2004

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To

1 The Mandal Revenue Officer, Yellareddypet, Karimnagar District.
2 The Revenue Inspector, Yellareddypet, Karimnagar District.
3 The Village Administrative Officer, Racharla Boppapur, Karimnagar Dist.

4 The Asst. Engineer, Irrigation Dept., Section, Siricilla-II, KarimnagarDistrict

5. Two CCs to GP for Irrigation and Command Area Development, High Court of A.P., Hyd. (OUT)

6. Two CD copies.

HON'BLE SRI JUSTICE N.V. RAMANA

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W.P.NO. 447 OF 1996

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03rd NOVEMBER 2004